

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA

§ 45.1-361.26

VIRGINIA:

BEFORE THE GAS AND OIL BOARD

APPLICANTS:

Equitable Production Company on behalf of  
Maynard D. Counts (as given by Christopher  
D. Counts his son) and Range Resources-Pine  
Mountain Inc.

DOCKET NO.

06-0620-1653-02

RELIEF SOUGHT:

Issuance: A Supplemental Order for Disbursement of Escrowed Funds

Action: Amending Prior Orders Affecting Drilling VC-551315, Tract 3 (a portion of)  
(Referenced herein as "the Subject Drilling Unit")

Location: Russell County, Virginia

Action Details:

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit VC-551315 by Tract Subaccounts;
- (2) To provide each applicant, in simple terms, a complete month over month Royalty Accounting of unit production, costs, taxes and proceeds, depicting variables used in the calculation of royalty payments to the unit escrow account.
- (3) To disburse unit funds to the Applicants, in accordance with their Unit Ownership Acreage Interests relative to those funds deposited by the Unit Operator into Subject Drilling Unit's Escrow Subaccount for VGOB Tract(s) identified in Table 1.

REPORT OF THE BOARDMINUTES AND ORDER

e Virginia Gas and Oil Board (herein  
ter, Lebanon, VA.

and Sharon M.B. Pigeon, Assistant

agreements...  
provisions of such agreements, ...  
authority to disburse funds from the Escrow Account...  
of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between the conflicting

and in particular Va. Code §§ 45.1-  
lishment and maintenance of an escrow  
units established by the Board through  
Unit Operator is required to deposit, as  
361.22.A.2, 45.1-361.22.A.3 and 45.1-  
finds that: (1) while it does not have  
ed Methane Gas produced by the Unit  
does not have jurisdiction to interpret  
operators or to abridge or contravene the  
5, the Board does have jurisdiction and  
ard has been provided with a final decision

Pay  
2nd

51229355

REG 537  
DISP 4414BR 204  
CF-VIRGINIAAccount VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT  
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006Account 5025890684  
Number:Date  
08/11/09000098 MAYNARD D. COUNTS  
122 AMERICA STREET  
CLEVELAND, VA 24225

Remittance Amount	
Income	Principal
\$*****0.00	\$*****212.38

For: PAYMENT

FUND 1653

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

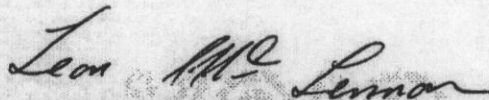
66-21  
530

51229355

WACHOVIA BANK, N.A.  
CHARLOTTE, NC 28288-1151  
1-888-216-2308Account No.  
5025890684 VGOBDate  
08/11/09Amount  
\$\*\*\*\*\*212.38

Pay: Two Hundred Twelve DOLLARS AND Thirty Eight CENTS

To The Order Of: MAYNARD D. COUNTS

  
Authorized Signature

⑈51229355⑈ ⑆053000219⑆ 5046001042738⑈



51229356

REG 537  
DISP 4414BR 204  
CF-VIRGINIAAccount VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT  
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006Account 5025890684  
Number:Date  
08/11/09000099 RANGE RESOURCES - PINE MOUNTAIN INC  
DEPT. 8054  
P.O. BOX 650002  
DALLAS, TX 75265-0002

Remittance Amount	
Income	Principal
\$*****0.00	\$*****70.79

For: PAYMENT

FUND 1653

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21  
530

51229356

WACHOVIA BANK, N.A.  
CHARLOTTE, NC 28288-1151  
1-888-216-2308Account No.  
5025890684 VGOBDate  
08/11/09  
Amount  
\$\*\*\*\*\*70.79

Pay: Seventy DOLLARS AND Seventy-Nine CENTS

To The Order Of: RANGE RESOURCES - PINE MOUNTAIN INC

  
Authorized Signature

⑈51229356⑈ ⑆053000219⑆ 5046001042738⑈

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA

§ 45.1-361.26

VIRGINIA:

BEFORE THE GAS AND OIL BOARD

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Equitable Production Company on behalf of Maynard D. Counts (as given by Christopher D. Counts his son) and Range Resources-Pine Mountain Inc.

DOCKET NO.

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RELIEF SOUGHT:

Issuance: A Supplemental Order for Disbursement of Escrowed Funds

Action: Amending Prior Orders Affecting Drilling **VC-551315, Tract 3 (a portion of)**  
(Referenced herein as "the Subject Drilling Unit")

Location: Russell County, Virginia

**Action Details:**

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit **VC-551315** by Tract Subaccounts;
- (2) To provide each applicant, in simple terms, a complete month over month Royalty Accounting of unit production, costs, taxes and proceeds, depicting variables used in the calculation of royalty payments to the unit escrow account.
- (3) To disburse unit funds to the Applicants, in accordance with their Unit Ownership Acreage Interests relative to those funds deposited by the Unit Operator into Subject Drilling Unit's Escrow Subaccount for **VGOB Tract(s) identified in Table 1.**

**REPORT OF THE BOARD****FINDINGS AND ORDER**

1. **Hearing Date and Place:** This matter came on for final hearing before the Virginia Gas and Oil Board (herein "Board") at 9:00 a.m. on April 21, 2009 at the Russell County Government Center, Lebanon, VA.
2. **Appearances:** James E. Kaiser, Esq. appeared for the Unit Operator; and Sharon M.B. Pigeon, Assistant Attorney General, was present to advise the Board.
3. **Jurisdiction and Notice:** Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, and in particular Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board finds that it has jurisdiction over the establishment and maintenance of an escrow account, with tract subaccounts, for each of the coalbed methane gas drilling units established by the Board through its field rules that are subject to a Board pooling order. Further, the Unit Operator is required to deposit, as applicable, those funds specified in Va. Code § 45.1-361.21.D., 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4 into the applicable escrow tract subaccounts. The Board finds that: (1) while it **does not** have jurisdiction to resolve conflicting claims to the ownership of the Coalbed Methane Gas produced by the Unit Operator from wells located on Subject Drilling Unit, and (2) while it **does not** have jurisdiction to interpret agreements by and between the Gas owners/claimants and/or the Unit Operators or to abridge or contravene the provisions of such agreements, (3) pursuant to Va. Code § 45.1-361.22.A.5, **the Board does have jurisdiction and authority to disburse funds from the Escrow Account** provided the Board has been provided with a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between the conflicting



claimants or an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein.

4. **Prior Proceedings:**

4.1. On June 20, 2006, the Board executed its order pooling interests in the Subject Drilling Unit for the production of occluded natural gas produced from coalbeds and rock strata associated therewith (herein "Gas") in accordance with the provisions of Va. Code SS 45.1-361.21 and 45.1-361.22 (herein "Pooling Order"). The Pooling Order was filed with the Clerk of the Circuit Court of Russell County on November 30, 2006, Deed Book 663, Page 411-433; Instrument Number 0603817. The Board executed its Supplemental Order Regarding Elections that was filed with the Clerk on June 26, 2007, Deed Book 674, Page 222-250; Instrument Number 0702034 (hereafter all orders are collectively referred to as the "Pooling Orders").

4.1.2. On March 17, 2009, the Board heard testimony relative to a Supplemental Order for Disbursement (VGOB 06-0620-1653-01) of Escrow Funds from the subject drilling unit VC-551315. The Disbursement was brought before the Board by EQT on behalf of Range Resources Pine Mountain LLC and certain heirs being Lonnie Rayford Counts; James E Counts; William L Counts; Linda Gail Chaffin; Keving J. Counts; and Lora Lee Counts in a portion of Tract 3. This disbursement is pending and will be filed with the Clerk before the -02 disbursement.

4.2 To the extent claims to the Gas were in conflict, pursuant to Va. Code S 45.1-361-22 payments attributable to said conflicting claims were ordered deposited by the Unit Operator into the escrow account established by the Pooling Orders (herein "Escrow Account"). According to the Pooling Orders and testimony, Range Resources-Pine Mountain Inc. was a conflicting claimant in a portion of the tract known as 3 with certain parties including Maynard D. Counts (given by Christopher D. Counts his son) in the Subject Drilling Unit and became subject to the escrow requirements of the Pooling Order.

4.3 The Unit Operator's Miscellaneous Petition regarding a portion of Tract 3, a copy of which is attached to and made a part hereof, states under oath that Range Resources-Pine Mountain Inc and the Applicants have entered into an agreement with regards to a portion of Tract 3 and that by the terms of the agreements, Range Resources-Pine Mountain Inc. has entered into a split agreement regarding this Tract and escrow regarding these individual conflicting claims detailed herein, is no longer required.

4.4 The Unit Operator gave notice to Range Resources-Pine Mountain Inc and the applicants that the Board would consider its disbursement authorization at its hearing on April 21, 2009, and consider whether to: (1) amend the Pooling Order to provide for the disbursement a portion of funds on deposit in the Escrow Account attributable to Tract 3 as identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to a portion of said Tract 3 and the interests of Applicants identified in the miscellaneous petition in the Escrow Account, and (3) continue the escrow account under this docket number because parties other than those seeking disbursement under this order are subject to continued payments in the escrow.

4.5 The Unit Operator filed the attached accounting for Subject Drilling Unit's Escrow Account with the Board ("Accounting").

5. **Findings:**

5.1. Va. Code 45.1-361.22.5 provides:

*The Board shall order payment of principal and accrued interests, less escrow account fees, from the escrow account to conflicting claimants within thirty days of receipt of notification of (i) a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between them or (ii) an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein. The amount to be paid to the conflicting claimants shall be determined based on the percentage of ownership interest of the conflicting claimants as shown in the operator's supplemental filing made part of the pooling order that established the escrow account, the operator's records of deposits attributable to those tracts for which funds are being requested, and the records of the escrow account for the coalbed methane gas drilling unit. The interests of any cotenants who have not entered into an agreement shall remain in the escrow account.*

5.2 Applicant has certified and represented to the Board that:

- (1) Range Resources-Pine Mountain Inc. and Maynard D. Counts (given by Christopher D. Counts his son) respectively, are the owners of the gas and oil acreage estate underlying a portion of VGOB Tract 3 of the Subject Drilling Unit;
- (2) Net interests attributable and to be disbursed to Applicants are shown in Table 1,

**VGOB Approved Disbursement**  
VGOB 06\_0620\_1653-02

As Given		Split Agreement	Acres	% of Escrowed Funds
Acreage Fraction	Acreage Interest			

**Table 1**

Tract 3						
Item	Tract	Disbursement Table				
					37.8095	
1	3	Maynard D. Counts / 122 America Street / Cleveland, VA 24225 (given by Christopher D. Counts his son)	0.7487	75.0%	0.56	1.4851%
2	3	Range Resources - Pine Mountain Inc.; Dept. 8054; PO Box 650002; Dallas Texas, 75265-0002	0.7487	25.0%	0.19	0.4950%

## 6. Relief Granted:

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting and Table 1 above, the Escrow Agent is ordered to, within 10 days of receipt of this executed order to disburse funds for the unit and applicants detailed in Table 1 above.

Exhibit E to the Pooling Order, showing owners subject to escrow, is deleted and replaced with the Exhibit E attached to this order. Further, the Supplemental Order filed in this cause is hereby modified to delete the requirement that payments attributable to the conflicting coalbed methane gas ownership interests of those applicants indicated in Table 1 be deposited by the Unit Operator into the Escrow Account, and, because there are other owners subject to escrow under the Supplemental Order, the Escrow Agent is directed to continue the Escrow Account for Subject Drilling Unit. To the extent not specifically granted herein, any other or further relief is denied.

## 7. Conclusion:

Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and **IT IS SO ORDERED.**

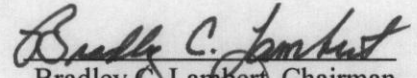
## 8. Appeals:

Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

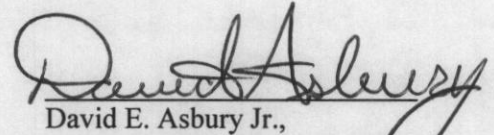


9. **Effective Date:** This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 20 day of July, 2009, by a majority of the Virginia Gas and Oil Board.

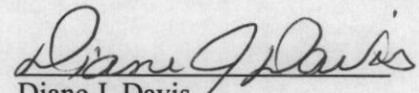
  
Bradley C. Lambert, Chairman

DONE AND PERFORMED this 20 day of July, 2009, by an Order of this Board.

  
David E. Asbury Jr.,  
Principal Executive to the Staff  
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA )  
COUNTY OF WASHINGTON *Russell*

Acknowledged on this 20<sup>th</sup> day of July, 2009, personally before me a notary public in and for the Commonwealth of Virginia, appeared **Bradley C. Lambert**, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and **David E. Asbury Jr.**, being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

  
Diane J. Davis  
Notary Public #174394

My commission expires: 09 / 30 / 2009



VIRGINIA:

## BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANTS: Equitable Production Company on behalf of Maynard D Counts and Range Resources-Pine Mountain Inc.

DOCKET NUMBER: VGOB 06/06/20-1653-02

RELIEF SOUGHT: Supplemental Order for Disbursement of Escrowed Funds on behalf of Maynard D Counts and Range Resources-Pine Mountain Inc.

4/2/09

LEGAL DESCRIPTIONS: Drilling Unit Number 551315 created by Board Order Dated November 15, 2006, VGOB 06/06/20-1653 in Russell County, Virginia.

HEARING DATE: April 21, 2009

## MISCELLANEOUS PETITION

1. Party: Applicant herein is Maynard D Counts, (hereinafter "Plaintiff"), whose address is 122 America Street, Cleveland, Virginia 24225, and Range Resources-Pine Mountain Inc., (hereinafter "Plaintiffs"), whose address is P.O. Box 2136, Abingdon, VA 24212.
2. Facts:
  - a. Equitable was designated as the Operator and Applicants interests were Pooled in the 551315 Unit by Order of the Virginia Gas and Oil Board (hereinafter "Board") executed on November 15, 2006, pursuant to Docket No. VGOB 06/06/20-1653 and recorded in the Circuit Court Clerk's Russell County, Virginia on November 20, 2006, Deed Book 663, Page 411 (hereinafter "Order").
  - b. The Order and Supplemental Order required the Escrow Agent named and appointed therein to establish an interest-bearing escrow account for funds pertaining to the above-referenced Unit and subject to escrow pursuant to the terms of the Order.
  - c. The Order and Supplemental Order further required the Operator to deposit bonus and royalty payments with the Escrow agent which could not be made because the person(s) entitled hereto could not be made certain due to conflicting claims of ownership.
  - d. Pine Mountain Oil and Gas, Inc. was a conflicting claimant with the above-listed Plaintiffs with regard to Tract 3 as created by Board Order as VGOB 06/06/20-1653 is the applicable Tracts.



- e. To resolve this conflict, a Letter dated February 25, 2009, signed by Phil Horn, Land Manager of Pine Mountain Oil and Gas, Inc. is attached hereto and incorporated herein as Exhibit "A".
- f. The amounts deposited with the Escrow Agent regarding the Unit need to be determined and distributed accordingly.
- g. Any escrow amount, not yet deposited into the escrow account, held by Operator should also be determined, and distributed to Applicants/Plaintiffs herein, accordingly.
- h. Applicants/Plaintiffs herein do hereby request that the Board enter amended supplemental order for the Unit directing the Escrow Agent and the Operator to disburse to the aforesaid Plaintiff the funds attributable to the previous conflicting claim with Pine Mountain, held in escrow for the VGOB number as listed above.
  - 1. The Applicants certify that the matters set forth in the application, to the best of their knowledge, information, and belief, are true and correct and that the form and content of the Application and conform to the requirements of relevant Board regulations and orders.
  - 2. Legal Authority: Va Code Ann. §45.1-361.1 et seq., 4 VAC 25-160, and such other regulations and Board orders promulgated pursuant to law.
  - 3. Relief Sought: Applicants request that the Board issue amended supplement order amending all prior orders affecting the Unit which amended supplement order will provide as follows:
    - a. Determining the amount of funds attributable to the Applicants/Plaintiffs herein.
    - b. Directing the Escrow Agent to determine the amount of funds attributable to Applicants/Plaintiffs herein, provide an accounting hereof, and disburse the funds on deposit with the Escrow Agent, including any applicable interest, pertaining to the interest in the Unit shown above for distribution.
    - c. Directing the Operator to determine the amount of funds attributable to the Applicants/Plaintiffs herein, provide an accounting thereof, and disburse the units in its hands, if any, subject to escrow but not then on deposit with the Escrow Agent, including any applicable interest, at the time of the Supplemental Order requested therein is executed, attributable to the Applicants/Plaintiffs herein for distribution.
    - d. Directing the Operator to disburse the funds, including any applicable interest, and provide an accounting thereof, which it may receive after the date of the execution of the amended supplemental order requested in the Application, if any,

attributable to the Applicants/Plaintiff herein, and to  
discontinue the payment of such funds into Escrow.

- e. Granting such other relief as is merited by the evidence and is  
just and equitable whether or not such relief has been  
specifically requested herein.

Dated this 20<sup>th</sup> day of March, 2009.

By: 

Petitioner

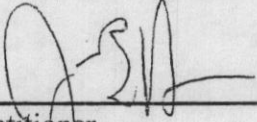
Address:

Wilhoit & Kaiser  
220 Broad St, Ste. 210  
Kingsport, TN 37660



CERTIFICATE

The foregoing application to the best of my knowledge, information and belief is true and correct. Notice was given pursuant to Va. Code Ann. §45.1-361.19.

  
\_\_\_\_\_  
Petitioner

VGOB 06/06/20-1653

VC-551315

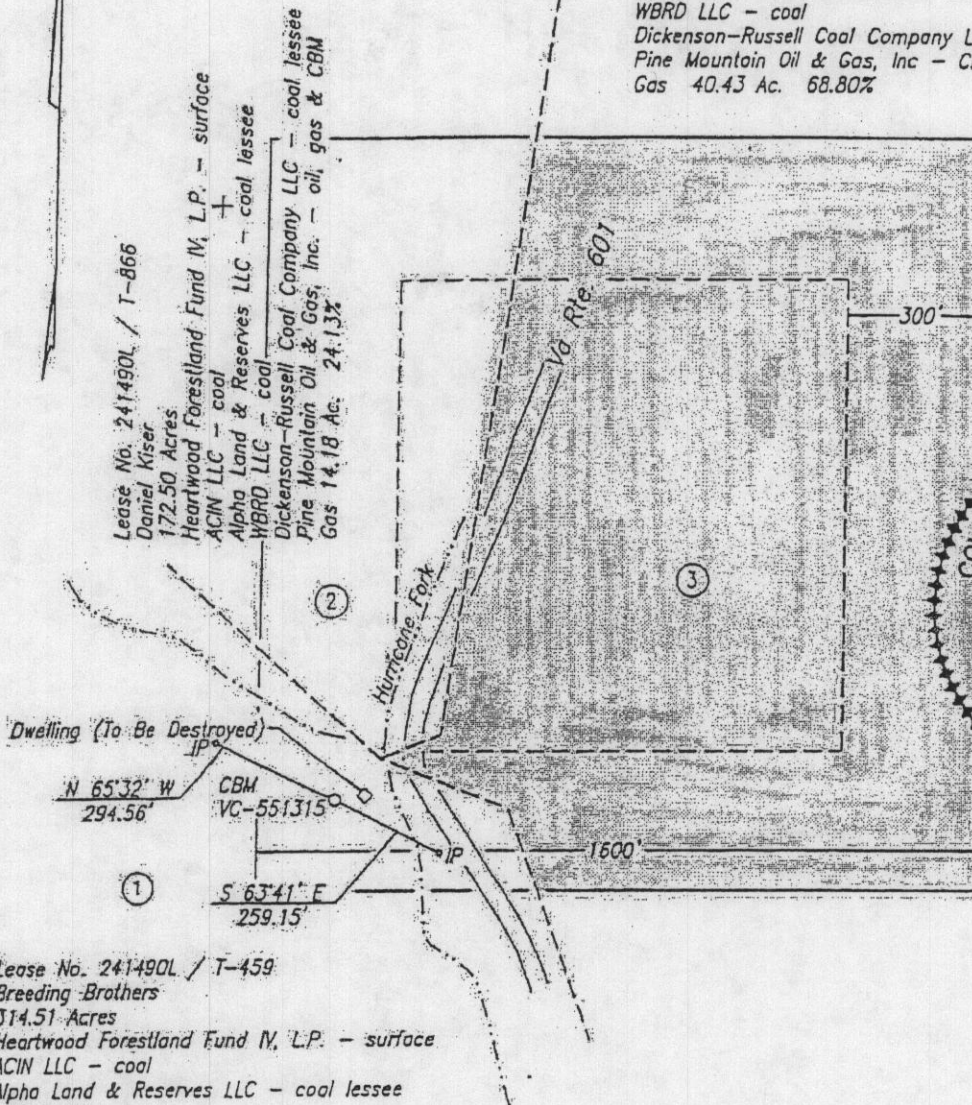
TRACT NO.	OWNER NAME and ADDRESS	SPLIT %	OWNER NET INTEREST	TOTAL NET ESCROW INTEREST	TOTAL AMOUNT IN ESCROW 12/31/2008	OWNER % IN ESCROW 12/31/2008	OWNER AMOUNT IN ESCROW 12/31/2008
3	Maynard D. Counts 122 America Street Cleveland, Virginia 24225	75%	0.00119444	0.08600000	Bank Total -\$14,165.53 Equitable Total - \$14,165.53	1.38888663%	\$196.74
3	Range Resources - Pine Mountain, Inc. Dept. 8054 PO Box 650002 Dallas, TX 75265-0002	25%	0.000398148	0.08600000	Bank Total -\$14,165.53 Equitable Total - \$14,165.53	0.46296221%	\$65.58



Well Coordinates: (Geographic N27)  
37.029361° -82.166503°

Latitude 37° 02' 30"

Lease No. 244332L  
H. F. Kiser Heirs - oil & gas  
87.50 Acres  
Lease No. 244792L / TC-214  
ACIN LLC - coal  
Alpha Land & Reserves LLC - coal lessee  
WBRD LLC - coal  
Dickenson-Russell Coal Company LLC - coal lessee  
Pine Mountain Oil & Gas, Inc - CBM  
Gas 40.43 Ac. 68.80%



Lease No. 241490L / T-866  
Daniel Kiser  
172.50 Acres  
Heartwood Forestland Fund IV, L.P. - surface  
ACIN LLC - coal  
Alpha Land & Reserves LLC - coal lessee  
WBRD LLC - coal  
Dickenson-Russell Coal Company LLC - coal lessee  
Pine Mountain Oil & Gas, Inc. - oil, gas & CBM  
Gas 14.18 Ac. 24.13%

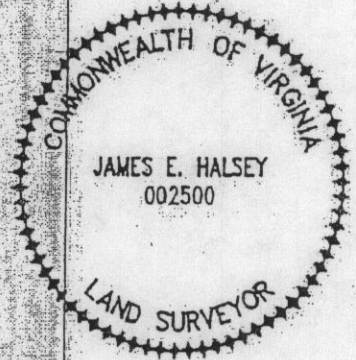
Lease No. 241490L / T-459  
Breeding Brothers  
314.51 Acres  
Heartwood Forestland Fund IV, L.P. - surface  
ACIN LLC - coal  
Alpha Land & Reserves LLC - coal lessee  
WBRD LLC - coal  
Dickenson-Russell Coal Company LLC - coal lessee  
Pine Mountain Oil & Gas, Inc. - oil, gas & CBM  
Gas 4.16 Ac. 7.07%

Well elevation determined by  
GPS survey from BM Y 108

Area of Unit = 58.77 Ac.

Well Coordinates: (VA St. Plane S. Zone,  
Calculated from CCC coordinates)  
N 274,191 E 929,957

Well Coordinates: (Cinchfield Coal Co.)  
S 25,701.49 E 63,272.46



# WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-551315  
TRACT NO. T-459 ELEVATION 2,045.09' QUADRANGLE Duty  
COUNTY Russell DISTRICT Castlewood SCALE 1" = 400' DATE 4-04-2006  
This Plat is a new plat x; an updated plat       ; or a final location plat       

+ Denotes the location of a well on United States topographic Maps, scale 1" to 24,000, latitude and longitude lines being represented by border lines as shown.

James E. Halsey  
Licensed Professional Engineer or Licensed Land Surveyor

**EXHIBIT "E"**  
**VC-551315**  
**Revised 2-6-09**

Gas Estate Only

**3    H. F. Kiser Heirs**

**Dora Belle Musick Heirs:**

Delphia Musick Ball, widow P.O. Box 58 Davenport, VA 24239	Leased EPC 244332L30	0.643462%	0.3783
Sarah E. Musick, widow Rt. 1, Box B2 Cleveland, VA. 24225	Leased EPC 244332L10	0.643462%	0.3783
Betty Musick, widow Rt. 2, Box 167 Cleveland, VA. 24225	Leased EPC 244332L14	0.643462%	0.3783
Thelma Musick, widow 950 lot 39 Hillman Highway Abingdon, VA. 24210	Leased EPC 244332L52	0.643462%	0.3783
Ralph Elwood Musick, single 15177 Douglas Street Culpepper, VA. 22701	Leased EPC 244332L31	0.643462%	0.3783
Dorothy Johnson, single Rt. 4, Box 177 B Lebanon, VA. 24266	Leased EPC 244332L16	0.643462%	0.3783
Hubert C. and Jo Anne Musick, H/W P.O. Box 202 Honaker, VA. 24260	Leased EPC 244332L18	0.643462%	0.3783
Ina Musick, widow 667 Hunting Hill Road Piney Flats, TN. 37686	Leased EPC 244332L53	0.643462%	0.3783

**Willard Wilson Heirs:**

Ronald Lewis Wilson Rt. 1, Box 91 Honaker, VA. 24260	Leased EPC 244332L12	0.173837%	0.1021
Lakie Nearse Box 1864 Pace Street Bristol, VA. 24203	Leased EPC 244332L12	0.173837%	0.1021



Trudie Damron Rt. 1, Box 332 Cleveland, VA. 24225	Leased EPC 244332L12	0.173837%	0.1021
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**Kenneth Wilson Heirs:**

Freddy Wilson Unknown	Leased EPC 244332L12	0.086969%	0.0510
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Patricia C. Fields Rt. 3, Box 198A Lebanon, VA. 24266	Leased EPC 244332L12	0.086969%	0.0510
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Mildred and Claude Kendrick, H/W Star Rt. Box 94 Dublin, VA. 24084	Leased EPC 244332L56	0.115925%	0.0681
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Edith and William B. Matson, H/W 5678 State Rt. 133 Batavia, OH. 45103	Leased EPC 244332L57	0.115925%	0.0681
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Sally Musick, widow Rt. 1, Box 710 Cleveland, VA. 24225	Leased EPC 244332L17	0.115925%	0.0681
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Cecil C. and Irene Musick, H/W Rt. 2 Box 114 Cleveland, VA. 24225	Leased EPC 244332L07	0.115925%	0.0681
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James Harold and Annie Bea Musick, H/ Rt. 2 Box 76 B Cleveland, VA. 24225	Leased EPC 244332L08	0.115925%	0.0681
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Fred Musick, Jr. and Allie Musick, H/W P.O. Box 315 Northeast, MD. 21901	Unleased	0.115925%	0.0681
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**Clayton Musick Heirs:**

Scarlette and Henry Baker, H/W P.O. Box 2374 Lebanon, VA. 24266	Leased EPC 244332L27	0.139090%	0.0817
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Sparker Floyd and Dolly Baker 17085 Brumley Gap Road Abingdon, VA. 24210	Leased EPC 244332L28	0.139090%	0.0817
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Raymond and Patsy Musick Box 1245 Stuart, VA. 24171	Unleased	0.139090%	0.0817
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Samuel Musick  
1085 Bellamy Lane  
Portsmouth, OH. 45663

Unleased

0.139090%

0.0817

**Roger M. Musick Heirs:**

Keith Allen Musick  
25005 Lawrence, Apt. 126  
Center Line, MI. 48015

Leased EPC  
244332L22

0.069595%

0.0408

Patrick Fitzgerald Musick  
25005 Lawrence, Apt. 126  
Center Line, MI. 48015

Leased EPC  
244332L22

0.069595%

0.0408

**Frank P. Kiser Heirs:**

Velva Lee and Cloid Breeding, H/W  
Rt. 1 Box 441  
Cleveland, VA. 24225

Leased EPC  
244332L23

7.644444%

4.4922

**Carrie Powers Heirs:**

Billie Mason and Catherine L. Gilbert, H/  
7442 SE 114th Lane  
Bellevue, FL. 34420

Leased EPC  
244332L66

0.212346%

0.1248

Violet and Arlene Combs, H/W  
8122 Sinclair Mill Road  
Manassas, VA. 20112

Leased EPC  
244332L67

0.212346%

0.1248

Charolette Lewis, Single  
8698 Carlton Drive  
Manassas, VA. 20112

Leased EPC  
244332L71

0.212346%

0.1248

Sharon and Edward L. Preacher, H/W  
10807 Warwick Avenue  
Fairfax, VA. 22030

Leased EPC  
244332L72

0.212346%

0.1248

Gladys and Carl Crawford, H/W  
9017 Richmond Avenue  
Manassas, VA. 20110

Leased EPC  
244332L74

0.212346%

0.1248

Lorraine and Meredith Crutchfield, H/W  
p.o. Box 632  
South Hill, VA. 23970

Leased EPC  
244332L64

0.212346%

0.1248

Phyllis Keene, single  
497A Washington Street  
Romney, WV. 26757

Leased EPC  
244332L68

0.212346%

0.1248



**Burl Gilbert Heirs:**

Ronnie and Vicki Gilbert, H/W RT. 2, Box 28A Cleveland, VA. 24225	Leased EPC 244332L62	0.106173%	0.0624
Regina Gilbert, single Rt. 2, Box 127A Cleveland, VA. 24225	Leased EPC 244332L63	0.106173%	0.0624

**Gaynell Howell Heirs:**

Brenda and Ferrell Whitt, H/W 255 Brill Road Star Tannery, VA. 22654	Leased EPC 244332L65	0.030335%	0.0178
Wanda and Randall Whitt, H/W 140 Cline Drive Gore, VA. 22637	Unleased	0.030335%	0.0178
Carol and Jackie Peacoe, H/W P.O. Box 2 Stephenson, VA. 22656	Unleased	0.030335%	0.0178
Diane Howell, single P.O. Box 414 Hebron, VA. 21830	Unleased	0.030335%	0.0178
Steven Howell Unknown	Unleased	0.030335%	0.0178
Kevin Howell, single 140 Cline Drive Gore, VA. 22637	Unleased	0.030335%	0.0178
Franklin and Karen Framer, H/W 8566 Burlington Court Manassas, VA. 20110	Unleased	0.030335%	0.0178
Alma Pauline Butler, single 334 S. Rogers Street Aberdeen, MD 21001	Leased EPC 244332L05	1.911111%	1.1231
Pridemore and Virginia Zientek Unknown	Unleased	1.911111%	1.1231
Maynard Powers Unknown	Unleased	1.911111%	1.1231

**Luther M. Kiser Heirs:**

Alma Simerly, single P.O. Box 1624 Honaker, VA. 24260	Leased EPC 244332L15	1.274074%	0.7487
Roland Delmar Kiser, single P.O. Box 194 Cleveland, VA. 24225	Unleased	1.274074%	0.7487
Nettie Glenn Wilson, widow P.O. Box 294 Cleveland, VA. 24225	Leased EPC 244332L01	1.274074%	0.7487
Kennie O'Dell and Thelma Kiser, H/W P.O. Box 62 Cleveland, VA. 24225	Leased EPC 244332L11	1.274074%	0.7487

**Hazel Wilson Heirs:**

Giles and Charlotte Wilson, H/W Rt. 1, Box 338 Cleveland, VA. 24225	Unleased	0.182011%	0.1070
Roy Lee and Delphia Wilson, H/W HC 4, Box 304 Bee, VA. 24217	Leased EPC 244332L29	0.182011%	0.1070
Alder and Ella Wilson, H/W 1335 E Old Philadelphia Road Elkton, MD. 21921	Leased EPC 244332L33	0.182011%	0.1070
Curtis and Connie Wilson, H/W 1867 E Old Philadelphia Road Elkton, MD. 21921	Leased EPC 244332L34	0.182011%	0.1070
Lonnie G. and Pam Wilson, H/W 3748 Cunningham Road Thomasville, NC 27360	Leased EPC 244332L35	0.182011%	0.1070

**Kathy Rosenbaum Canter Heirs:**

Wiley Joe Canter Unknown	Unleased	0.060670%	0.0357
Johnny Lee Rosenbaum, single 1730 Clifton Road Bristol, TN. 37621	Unleased	0.060670%	0.0357
Alicia Rosenbaum, single P.O. Box 1114 Bristol, TN. 37621	Unleased	0.060670%	0.0357



**Zelma Head Heirs:**

Randall and Teresa Head, H/W 1279 Old Neck Road Elkton, MD. 21921	Leased EPC 244332L43	0.036402%	0.0214
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Wanda and Evan Jones, H/W 995 E Old Philadelphia Road Elkton, MD. 21921	Leased EPC 244332L40	0.036402%	0.0214
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Sharon Lynn and Bobby Jones, H/W 2817 Biggs Highway Northeast, MD. 21901	Unleased	0.036402%	0.0214
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Carolyn Sue and Richard Rinehart, H/W P.O. Box 1054 Rising Sun, MD. 21911	Leased EPC 244332L41	0.036402%	0.0214
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Jack Kelvin Head 89 Tolmax Lane Elkton, MD. 21921	Unleased	0.036402%	0.0214
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Ruby Ethel Kiser (deceased) C/O Kennie O'Dell Kiser P.O. Box 62 Cleveland, VA. 24225	Leased EPC 244332L09	1.274074%	0.7487
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**Fred S. Kiser Heirs:**

Vadie Kiser Tiller and Edwin Blankenship, H/W 26934 Watauga Road Abingdon, VA. 24211	Leased EPC 244332L60	1.911111%	1.1231
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Maudie Stevens, single HCR 1, Box 405 Birchleaf, VA. 24220	Leased EPC 244332L20	1.911111%	1.1231
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**Julie Kiser Heirs:**

Anita and Wayne Conaway, H/W HCR 1, Box 409 Birchleaf, VA. 24220	Leased EPC 244332L19	0.955556%	0.5615
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Donnie and Diann Kiser, H/W P.O. Box 72 Lawndale, NC. 28090	Leased EPC 244332L26	0.955556%	0.5615
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**Bertie Counts Heirs:**

James Albert Counts 814 Shamrock Drive Fredericksburg, VA. 22407	Leased EPC 244332L24	0.273026%	0.1604
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Marvin Eugene Counts  
P.O. Box 178  
Castlewood, VA. 24224

Leased EPC  
244332L24

0.273026%

0.1604

Hancel Wayne Counts  
16486 S. St. Paul Street  
Castlewood, Va. 24283

Leased EPC  
244332L24

0.273026%

0.1604

Lyndon Carrol Counts  
16486 S. St. Paul Street  
Castlewood, VA. 24283

Leased EPC  
244332L24

0.273016%

0.1604

Virginia Dare Turner  
Rt. 1, Box 682  
Clinchco, VA. 24226

Leased EPC  
244332L24

0.273016%

0.1604

Glenda Sue Turner  
4316 Kentland Drive  
Woodbridge, VA. 22193

Leased EPC  
244332L24

0.273016%

0.1604

Lois Ann Phipps  
HC 67, Box 153A  
Dante, VA. 24237

Leased EPC  
244332L24

0.273016%

0.1604

**Bascom Kiser and Dallas Brooks Kiser Heirs:**

Brady Brooks  
HC 67, Box 245  
Dante, Va. 24237

Leased EPC  
244332L13

7.644444%

4.4922

**Junior Lee Counts Heirs:**

Anthony Counts  
P.O. Box 91  
Cleveland, VA. 24225

Leased EPC  
244332L25

0.318529%

0.1872

Destia Puckett  
P.O. Box 91  
Cleveland, VA. 24225

Leased EPC  
244332L25

0.318529%

0.1872

**Lula Kiser Johnson Heirs:**

Anne J. Campbell, widow  
Rt. 1, Box 42  
Cleveland, VA. 24225

Leased EPC  
244332L03

2.548148%

1.4974

Inas Counts  
P.O. Box 2995  
Lebanon, VA. 24226

Leased EPC  
244332L02

2.548148%

1.4974



Delphia Combs, widow  
P.O. Box 303  
Cleveland, VA. 24225

Leased EPC  
244332L04

2.548148%

1.4974

**Rufus Counts Kiser Heirs:**

William Arthur and Sylvia Kiser, H/W  
421 Beauregard Drive  
Chesapeake, VA. 23322

Unleased

0.955656%

0.5615

Christine and James Kiser, H/W  
719 St. Paul Street  
Newport News, VA. 23605

Unleased

0.955656%

0.5615

Nellie Kiser Wells, single  
2128 A. Street  
Augusta, GA. 30904

Leased EPC  
244332L46

0.955656%

0.5615

Ama Kiser Vance, widow  
409 West Main Street, Apt. 4  
Tazewell, VA. 24651

Unleased

0.955556%

0.5615

**Elaine Hankins Craft Heirs:**

Dave Craft  
2700 Willimar Street  
Richmond, VA. 23234

Unleased

0.546034%

0.3209

Charles and Lorraine Hankins, H/W  
1694 Royal Gate Drive  
New Braunfels, TX. 78132

Unleased

0.546034%

0.3209

**Feba Clair Bryan Heirs:**

Ada Karen and Clarence Hayes, H/W  
1542 Holly Hills Road  
Powhatan, VA. 23139

Unleased

0.546034%

0.3209

Jean Bryan, single  
4009 Kanawha Turnpike South  
Charleston, WV. 25309

Leased EPC  
244332L70

0.546035%

0.3209

**Margaret Marie Kiser Perkins Heirs:**

Oakley Eugene and Dorothy Perkins, H/A  
2416 Lamberts Avenue  
Richmond, VA. 23234

Leased EPC  
244332L73

0.364121%

0.2139

Brenda and James Courtney, H/W  
1904 Graves Road  
Sandston, VA. 23150

Leased EPC  
244332L61

0.364121%

0.2139

Greta and Robert Shaw, H/W  
14010 North Carriage lane  
Midlothian, VA. 23313

Leased EPC  
244332L69

0.364121%

0.2139

Lila Elizabeth Kiser, single  
2416 Lamberts Avenue  
Richmond, VA. 23234

Leased EPC  
244332L47

0.955556%

0.5615

TOTAL GAS ESTATE

61.792572%

36.3121

TRLESSOR

LEASE  
STATUS

INTEREST  
WITHIN  
UNIT

Coal Estate Only

3 Pine Mountain Oil & Gas, Inc.  
Attn: Jerry Grantham  
P.O. Box 2136  
Abingdon, VA 24212

Leased-EPC  
244792L  
TC-214

68.800000%

40.4300

TOTAL GAS ESTATE

68.800000%

40.4300

0901799

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 7-23, 2009. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at \_\_\_\_\_ o'clock P.M, after payment of \$ — tax imposed by Sec. 58.1-802.

Original returned this date to: Diane Davis

TESTE: ANN S. McREYNOLDS, CLERK  
BY: Ann S. McReynolds CLERK